

WENDELL A. TRIPLETT
PROFESSIONAL ENGINEER
BELLEFONTAINE, OHIO

PROPOSED COVERAGE
5000 KW EFFECTIVE RADIATED POWER
1193 FEET ABOVE AVERAGE TERRAIN
FIGURE 4.4

TELEVISION STATION
CHANNEL 53
CHILLICOTHE, OHIO

Columbus, Ga. (Opelika, Ala.) (118)

ADI TV Households 176,800

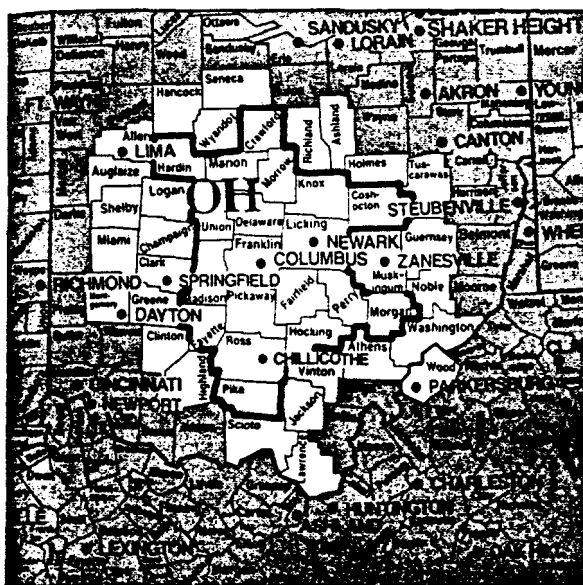
WRBL Columbus, Ga., ch. 3, CBS
 WTVM Columbus, Ga., ch. 9, ABC
 *WACS-TV Dawson, Ga., ch. 25, ETV
 *WJSP-TV Columbus, Ga., ch. 28, ETV
 WLTZ Columbus, Ga., ch. 38, NBC
 *WGIO Louisville, Ala., ch. 43, ETV
 New TV Opelika, Ala., ch. 50, IND
 WXTX Columbus, Ga., ch. 54, IND
 WSWS Opelika, Ala., ch. 66, IND

ADI		TV	
Counties	State	Households	
Barbour	AL	8,900	
Chambers	AL	14,200	
Lee	AL	31,600	
Russell	AL	17,700	
Chattahoochee	GA	3,100	
Clay	GA	1,200	
Harris	GA	6,500	
Macon	GA	5,000	
Marion	GA	1,700	Stewart
Muscogee	GA	64,400	Sumter
Quitman	GA	800	Talbot
Randolph	GA	3,200	Taylor
Schley	GA	1,100	Webster
			GA
			10,100
			2,100
			2,600
			800



□ Metro □ ADI □ TSA

Arbitron Ratings Company



□ Metro □ ADI □ TSA

Arbitron Ratings Company

Columbus, Ohio (33)

ADI TV Households 658,400

WCMH-TV Columbus, Ohio, ch. 4, NBC
 WTVN-TV Columbus, Ohio, ch. 6, ABC
 WBNS-TV Columbus, Ohio, ch. 10, CBS
 WTTE Columbus, Ohio, ch. 28, Fox
 *WOSU-TV Columbus, Ohio, ch. 34, ETV
 WSFJ Newark, Ohio, ch. 52, IND
 WWAT Chillicothe, Ohio, ch. 53, IND

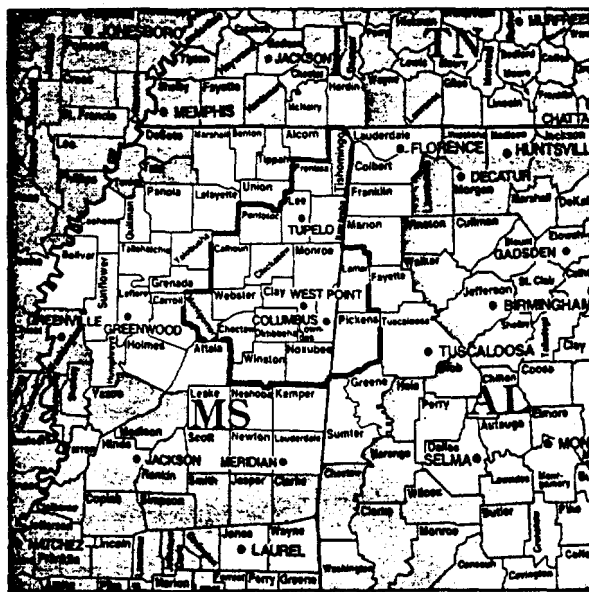
ADI		TV	
Counties	State	Households	
Coshocton	OH	13,600	
Crawford	OH	18,200	
Delaware	OH	20,800	
Fairfield	OH	34,400	
Fayette	OH	9,900	
Franklin	OH	356,000	
Hardin	OH	11,700	
Hocking	OH	9,700	
Knox	OH	17,300	
Licking	OH	46,400	
Madison	OH	11,400	
Marion	OH	23,600	
Morgan	OH	5,100	
Morrow	OH	9,900	
Perry	OH	11,500	
Pickaway	OH	15,300	
Pike	OH	8,800	
Ross	OH	23,900	
Union	OH	10,900	

Columbus-Tupelo, Miss. (133)

ADI TV Households 156,700

*WMAB-TV Mississippi State, Miss., ch. 2, ETV
 WCBT-TV Columbus, Miss., ch. 4, CBS
 WTVB Tupelo, Miss., ch. 9, NBC
 *WMAE-TV Booneville, Miss., ch. 12, ETV
 WYSB-TV West Point, Miss., ch. 27, ABC

ADI		TV	
Counties	State	Households	
Lamar	AL	6,100	
Pickens	AL	7,100	
Cahoun	MS	5,600	
Chickasaw	MS	6,100	
Choctaw	MS	3,000	
Clay	MS	7,200	
Itawamba	MS	7,800	
Lee	MS	24,000	
Lowndes	MS	21,500	
Monroe	MS	12,800	
Montgomery	MS	4,400	
Noxubee	MS	4,000	
Oktibbeha	MS	12,200	
Pontotoc	MS	8,300	
Prentiss	MS	9,100	
Tishomingo	MS	7,100	
Webster	MS	3,600	
Winston	MS	6,800	



□ Metro □ ADI □ TSA

Arbitron Ratings Company

Cable Systems—Ohio

Fee: N.A.

Local advertising: Yes (locally produced & insert). Available in locally originated & CBN Cable Network, CNN, ESPN, Lifetime, MTV, Nashville Network, USA Network, Video Hits One programming. Rates: \$150.00/Minute; \$75.00/30 Seconds. Local sales manager: John J. Danahy. Regional interconnect: Planned.

Program guide: TV Watch.

Equipment: Scientific-Atlanta headend; C-COR amplifiers; General cable; Ikegami & Sharp cameras; JVC, Panasonic, Sony VTRs; Chyron, Compuvide, Video Data Systems character generator; Jerrold set top converters; Laird traps; Hughes & Scientific-Atlanta satellite antenna; Hughes & Scientific-Atlanta satellite receivers; JVC commercial insert.

Miles of plant: 2600.0 (coaxial). Additional miles planned: 40.0 (coaxial). Homes passed: 302,240. Total homes in franchised area: 366,504.

Manager: Robert L. Montgomery. Chief technician: Frank Reinemeyer.

City fee: 3%-5% of gross. Ownership: Warner Cable Communications Inc. (see Cable Group Ownership), 100%.

CIRCLEVILLE—Fairfield Cablevision, 1315 Granville Pike, Lancaster, OH 43130. Phone: 614-653-9685. Counties: Pickaway & Fairfield. Also serves Ashville, Circleville Twp., Harrison Twp. (Pickaway County), Millport, Pickaway Twp., South Bloomfield, Stoutsville, Walnut Twp. Population: 21,512.

TV Market Ranking: 27. Original franchise award date: N.A. Franchise expiration date: N.A. Began: June 6, 1975.

Channel capacity: 20 (plans two-way). Channels available but not in use: None.

Basic Service

Subscribers: 4,002 (01/31/86). Potential: 7,647.

Programming (received off air): WOUB-TV (P), Athens; WBNS-TV (C), WCMH-TV (N), WOSU-TV (P), WTTE (I), WTVN-TV (A) Columbus.

Programming (via satellite): WTBS (I) Atlanta; WGN-TV (I) Chicago; WOR-TV (I) New York; CNN; PTL. Current originations: Time-weather; local live; tape.

Fee: \$35.00 installation; \$13.45 monthly; \$25.00 installation, \$4.50 monthly (each additional set).

Tier 1

Subscribers: 1,394 (01/31/86). Began: August 1, 1979.

Programming (via satellite): HBO. Fee: \$15.00 installation; \$10.95 monthly.

Tier 2

Subscribers: 797 (01/31/86). Began: N.A.

Programming (via satellite): The Movie Channel. Fee: \$15.00 installation; \$9.95 monthly.

Tier 3

Subscribers: 335 (01/31/86). Began: September 1, 1984.

Programming (via satellite): Disney Channel. Fee: \$10.00 installation; \$9.95 monthly.

Tier 4

Subscribers: 128 (01/31/86). Began: April 1, 1985.

Programming (via satellite): Showtime. Fee: \$15.00 installation; \$10.95 monthly.

Equipment: Scientific-Atlanta headend; Scientific-Atlanta amplifiers; Comm Scope cable; AFC satellite antenna.

Miles of plant: 50.0 (coaxial). Homes passed: 5,000.

Manager: Tony M. Condo. Chief technician: Tom Rowland.

City fee: 3% of gross. Ownership: Nationwide Communications Inc. (see Cable Group Ownership), 100%.

CIRCLEVILLE TWP.—See CIRCLEVILLE, OH.

CLAIBORNE TWP.—See RICHWOOD, OH.

CLARIDON TWP.—See CHARDON, OH.

CLARINGTON—Consolidated Cable Corp., Box 396, 250 North St., Martinsville, WV 26155. Phone: 614-865-3931. County: Monroe. Population: N.A. (area served). TV Market Ranking: 90. Original franchise award date: N.A. Franchise expiration date: N.A. Began: October 1, 1958.

Channel capacity: 12. Channels available but not in use: 6.

Basic Service

Subscribers: 192 (11/01/85). Potential: 210.

Programming (received off air): WDTV (C,A), Clarksburg-Weston; KDKA-TV (C), WPXI (N), WTAE-TV (A), Pittsburgh; WTOV-TV (N), Steubenville-Wheeling; WTRF-TV (C,A) Wheeling-Steubenville; allband FM.

Fee: \$10.00 installation; \$4.00 monthly. Miles of plant: 3.0 (coaxial). Homes passed: 310.

City fee: None. Ownership: Bates Communications Corp. (see Cable Group Ownership), 100%.

CLAY CENTER—See ALLEN TWP. (OTTAWA COUNTY), OH.

CLAY TWP. (Montgomery County)—See ENGLEWOOD, OH.

CLAY TWP. (Montgomery County)—See also LUCASVILLE, OH.

CLAY TWP. (Ottawa County)—See ALLEN TWP. (OTTAWA COUNTY), OH.

CLAY TWP. (Scioto County)—See PORTSMOUTH, OH.

CLAYTON—See ENGLEWOOD, OH.

CLEAR CREEK TWP.—See KETTERING, OH.

CLERMONT COUNTY (portions)—See CINCINNATI, OH.

CLEVELAND—Viacom Cablevision, 7 Severance Circle, Cleveland Heights, OH 44118. Phone: 216-291-4006. Counties: Cuyahoga & Lake. Also serves Beachwood, Bedford, Chagrin Falls, Cleveland Heights, Euclid, Highland Heights, Lyndhurst, Maple Heights, Mayfield Heights, Mayfield Village, Moreland Hills, North Randall, Orange, Pepper Pike, Richmond Heights, Shaker Heights, South Euclid, University Heights, Warrensville Heights, Warrensville Twp., Willowick, Woodmere. Population: 354,220.

TV Market Ranking: 8. Original franchise award date: N.A. Franchise expiration date: August 1, 1994. Began: January 1, 1966.

Channel capacity: 35 (2-way capable). Channels available but not in use: 1.

Basic Service

Subscribers: 71,641 (12/24/86). Potential: N.A.

Programming (received off air): WBNX-TV (I), WEAO (P), Akron; WEWS (A), WJW-TV (C), WKYC-TV (N), WQHS (I),

WVIZ-TV (P), Cleveland; WUAB (I), Lorain-Cleveland; WOIO (I) Shaker Heights; CFPL-TV London.

Programming (via satellite): WTBS (I) Atlanta; WOR-TV (I) New York; American Movie Classics; Arts & Entertainment; Black Entertainment TV; C-SPAN; CBN Cable Network; CNN; CNN Headline News; Cable Value Network; Discovery Channel; ESPN; Financial News Network; Lifetime; MTV; Nickelodeon; PTL; Reuters News-View; The Weather Channel; USA Network; Video Hits One.

Current originations: Time-weather; stock ticker; channel guide; bulletin board; classified ads; public access; government access; pay-per-view; local sports; program guide.

Fee: \$25.00 installation; \$13.95 monthly; \$12.95 monthly (Maple Heights); \$4.25 monthly (each additional set).

Tier 1

Subscribers: 68,596 (12/24/86). Began: August 18, 1977.

Programming (via satellite): Cinemax; Disney Channel; HBO; Playboy Channel; Showtime; The Movie Channel.

Fee: \$24.95 installation; \$11.95 monthly (each).

Local advertising: Yes (insert & locally produced). Regional interconnect: Cleveland Cable Interconnect.

Equipment: Gardiner headend; Scientific-Atlanta satellite receivers.

Miles of plant: 1108.0 (coaxial). Homes passed: 130,800.

Manager: John Ridall. City fee: 3% of gross.

Ownership: Viacom International Inc. (see Cable Group Ownership), 100%.

***Cleveland**—North Coast Cable, 1940 E. Sixth St., Cleveland, OH 44114. Phone: 216-566-5458. County: Cuyahoga. Population: 541,300. TV Market Ranking: 8. Original franchise award date: August 1, 1986. Franchise expiration date: August 1, 2002. Channel capacity: 60. Miles planned: 1100.0 (coaxial). Total homes in franchised area: 205,000. Ownership: North Coast Cable, 100%. Lee Howley, principal. System to be managed by Viacom International Inc.

CLEVELAND HEIGHTS—See CLEVELAND, OH.

CLEVES—See DELHI TWP., OH.

CLINTON—See FRANKLIN TWP., OH.

CLOVERDALE—See OTTOVILLE, OH.

CLYDE—See BELLEVUE, OH.

COALTON—See JACKSON COUNTY, OH.

COLDWATER—See CELINA, OH.

COLERAIN—See BRIDGEPORT, OH.

COLERAIN TWP. (Belmont County)—See also MARTINS FERRY, OH.

COLERAIN TWP. (Hamilton County)—See CINCINNATI, OH.

COLLEGE CORNER—See OXFORD, OH.

Columbia Station—See STRONGSVILLE, OH.

COLUMBIA TWP.—See CINCINNATI, OH.

COLUMBIANA—TCI Media of Ohio, 139 N. Main St., Columbiana, OH 44408. Phone: 216-482-2889. County: Columbiana. Also serves Fairfield Twp., Leetonia, Salem, Washingtonville. Population: 12,500.

TV Market Ranking: 79. Original franchise award date: N.A. Franchise expiration date: N.A. Began: February 8, 1971. Channel capacity: 12. Channels available but not in use: N.A.

Basic Service

Subscribers: 2,088 (07/01/83). Potential: 4,600.

Programming (received off air): WAKC-TV (A), Akron; WNEO-TV (P), Alliance; WEWS (A), WJW-TV (C), WKYC-TV (N), Cleveland; WUAB (I), Lorain-Cleveland; KDKA-TV (C), WPXI (N), WOED (P), Pittsburgh; WTOV-TV (N), Steubenville-Wheeling; WTRF-TV (C,A), Wheeling-Steubenville; WFMJ-TV (N), WKBN-TV (C), WYTV (A) Youngstown; allband FM. Programming (via satellite): WOR-TV (I) New York. Planned programming (via satellite): WTBS (I) Atlanta.

Current originations: Time-weather. Fee: \$6.00 monthly.

Tier 1

Subscribers: 550 (05/31/81). Began: June 25, 1980.

Programming (via satellite): HBO.

Fee: \$25.00 installation; \$8.95 monthly. Equipment: Ameco headend; Jerrold amplifiers; AFC satellite antenna.

Miles of plant: 36.0 (coaxial). Additional miles planned: 10.0 (coaxial). Homes passed: 3,200.

Manager: Ralph E. Steffan.

City fee: 5% of gross. Ownership: Tele-Communications Inc. (see Cable Group Ownership), 100%.

Note: Current information not available.

COLUMBIANA COUNTY—See MINERVA, OH.

COLUMBUS—All-American Cablevision, 1980 Alum Creek Dr., Columbus, OH 43207. Phone: 614-445-7141. County: Franklin. Also serves Bexley, Franklin County, Groveport, Hamilton Twp. (Franklin County), Obetz, Westerville. Population: 258,019.

TV Market Ranking: 27. Original franchise award date: N.A. Franchise expiration date: N.A. Began: December 13, 1973. Channel capacity: 30. Upgrading to 32 channels. Channels available but not in use: N.A.

Basic Service

Subscribers: 36,500 (01/01/87). Potential: N.A.

Programming (received off air): WBNS-TV (C), WCMH-TV (N), WOSU-TV (P), WTTE (I), WTVN-TV (A), Columbus; WUAB (I), Lorain-Cleveland; WSFJ (I) Newark.

Programming (via satellite): WTBS (I) Atlanta; C-SPAN II.

Current originations: Stock ticker; bulletin board; classified ads; public access; government access; leased access.

Fee: \$25.00 installation; \$12.25 monthly; \$2.00 monthly (each additional set).

Tier 1

Subscribers: 27,500 (01/01/87). Began: N.A.

Programming (via satellite): Arts & Entertainment; Black Entertainment TV; C-SPAN; CBN Cable Network; CNN; CNN Headline News; Cable Value Network; ESPN; Financial News Network; Lifetime; MTV; Nashville Network; Nickelodeon; The Weather Channel; USA Network. Fee: \$4.50 monthly.

Tier 2

Subscribers: 32,800 (01/01/87). Began: N.A.

Programming (via satellite): Cinemax; Disney Channel; HBO; Nostalgia Channel; Playboy Channel.

Fee: \$15.00-\$25.00 installation; \$10.95 monthly (each).
 Local advertising: Yes. Available in CNN, ESPN, Lifetime, MTV, Nashville Network, USA Network programming. Local sales manager: Jack Woodward.
 Equipment: Scientific-Atlanta headend; RCA amplifiers; CommScope cable; Sony cameras; Sony VTRs; Compuvid & Laird character generator; Hamlin set top converters; Scientific-Atlanta addressable set top converters; Scientific-Atlanta satellite antenna.
 Miles of plant: 556.0 (coaxial). Homes passed: 74,600.
 Manager: Gerald Potts. Chief technician: David W. Bay.
 City fee: 3% of gross.
 Ownership: American TV & Communications Corp. (see Cable Group Ownership), 100%.

COLUMBUS—Coaxial Communications of Columbus Inc., 3770 E. Livingston Ave., Columbus, OH 43227. Phone: 614-236-1292. Counties: Fairfield, Franklin & Licking. Also serves Brice, Jefferson Twp. (Franklin County), Liberty Twp. (Fairfield County), New Albany, Plain Twp., Violet Twp. Population: 642,396.
 TV Market Ranking: 27. Original franchise award date: May 1, 1973. Franchise expiration date: N.A. Began: May 1, 1973.

Channel capacity: 31 (2-way capable). Upgrading to 33 channels. Channels available but not in use: None.

Basic Service

Subscribers: 59,206; Commercial subscribers: 129 (03/01/87). Potential: N.A. Programming (received off air): WBNS-TV (C), WCMH-TV (N), WOSU-TV (P), WTTE (I), WTVN-TV (A), Columbus; WSFJ (I) Newark; 28 FMs.

Programming (via microwave): WUAB (I) Lorain-Cleveland.

Programming (via satellite): WTBS (I) Atlanta.

Current originations: Time-weather; public access; educational access; government access.

Fee: \$15.00 installation; \$17.95 monthly; \$10.00 installation, \$2.00 monthly (each additional set).

Tier 1

Subscribers: 41,694 (01/01/86). Began: N.A.

Programming (via satellite): WGN-TV (I) Chicago; CNN; ESPN; MTV; Nashville Network; Nickelodeon; USA Network.

Fee: \$15.00 installation; \$2.70 monthly.

Tier 2

Subscribers: 19,990 (01/01/86). Began: N.A.

Programming (via satellite): Arts & Entertainment; CBN Cable Network; Financial News Network; Lifetime; Nostalgia Channel; Video Hits One.

Fee: \$15.00 installation; \$3.00 monthly.

Tier 3

Subscribers: N.A. Began: N.A.

Programming (via satellite): Cinemax; Disney Channel; HBO; Showtime; The Movie Channel.

Programming (via tape): Private Viewings.

Fee: \$12.50 installation; \$11.45 monthly (each).

Local advertising: Yes (locally produced & insert). Available in CNN, ESPN, Lifetime, MTV, Nashville Network, USA Network programming. Rates: \$2.00-\$35.00/30 Seconds. Local sales manager: David Gettys.

Equipment: Catel, Microwave Assoc., Microdyne headend; GTE Sylvania & Magnavox amplifiers; Times Fiber &

Capscan cable; Ikegami cameras; Panasonic & Sony VTRs; Jerrold set top converters; Regency addressable set top converters; Eagle traps; Comtech & Scientific-Atlanta satellite antenna; Microdyne satellite receivers.

Miles of plant: 950.0 (coaxial). Additional miles planned: 100.0 (coaxial). Homes passed: 104,834. Total homes in franchised area: 239,692.

Manager: Joel Rudich. Chief technician: Gordon McMillen.

City fee: 6% of gross.

Ownership: Coaxial Communications Inc. (see Cable Group Ownership), 100%.

COLUMBUS—Tele-Media Corp., 1156 Alum Creek Dr., Columbus, OH 43209. Phone: 614-253-7993. County: Franklin. Population: 775,000.

TV Market Ranking: 27. Original franchise award date: N.A. Franchise expiration date: January 1, 1994. Began: October 1, 1978.

Channel capacity: 35. Channels available but not in use: 3.

Basic Service

Subscribers: 16,356 (11/01/85). Potential: N.A.

Programming (received off air): WBNS-TV (C), WCMH-TV (N), WOSU-TV (P), WTTE (I), WTVN-TV (A), Columbus; WSFJ (I) Newark.

Programming (via microwave): WUAB (I) Lorain-Cleveland.

Programming (via satellite): WTBS (I) Atlanta; WOR-TV (I) New York; Nashville Network; Video Hits One.

Current originations: Time-weather; news ticker; channel guide; bulletin board; message wheel; public access; educational access; government access; emergency alert; local live; tape; cable network.

Fee: \$35.00 installation; \$10.95 monthly; \$40.00 converter; \$2.50 monthly (each additional set).

Tier 1

Subscribers: 5,432 (07/30/83). Began: September 20, 1978.

Programming (via satellite): WGN-TV (I) Chicago; Black Entertainment TV; C-SPAN; CBN Cable Network; CNN; ESPN; HBO; Lifetime; MTV; Nickelodeon; The Weather Channel; USA Network.

Fee: \$35.00 installation; \$5.00 monthly.

Tier 2

Subscribers: 1,416 (12/31/82). Began: N.A.

Programming (via satellite): Cinemax; Disney Channel; HBO; Showtime; The Movie Channel.

Fee: \$35.00 installation.

Equipment: RCA headend; RCA amplifiers; RCA cable.

Miles of plant: 205.0 (coaxial). Additional miles planned: 10.0 (coaxial). Homes passed: 28,000. Total homes in franchised area: 28,000.

Manager: Wayne Harrison. Chief technician: Larry Lewston.

City fee: 3% of gross.

Ownership: Tele-Media Corp. (see Cable Group Ownership), 100%. Purchased from William T. Johnson.

COLUMBUS—Warner Cable of Columbus Inc., 930 Kinnear Rd., Columbus, OH 43212. Phone: 614-481-5000. County: Franklin. Also serves Dublin, Franklin County, Gahanna, Grandview Heights, Grove City, Hilliard, Marble Cliff, Minerva Lake, Perry Twp. (Franklin County), Prairie Twp., Riverlea, Upper Arlington, Valleyview, Worthington. Population: 300,000.

TV Market Ranking: 27. Original franchise award date: N.A. Franchise expiration date: December 1, 1995. Began: December 1, 1971.

Channel capacity: 34 (2-way capable). Channels available but not in use: None.

Basic Service

Subscribers: 64,500 (01/01/85). Potential: 145,000.

Programming (received off air): WBNS-TV (C), WCMH-TV (N), WOSU-TV (P), WTTE (I), WTVN-TV (A), Columbus; WSFJ (I) Newark; 32 FMs.

Programming (via microwave): WUAB (I) Lorain-Cleveland.

Programming (via satellite): WTBS (I) Atlanta; C-SPAN; Electronic Program Guide; The Weather Channel.

Current originations: Government access.

Fee: \$25.00 installation; \$12.25 monthly.

Tier 1

Subscribers: 54,600 (01/01/85). Began: December 1, 1977.

Programming (via satellite): CBN Cable Network; CNN; CNN Headline News; ESPN; Financial News Network; Lifetime; MTV; Nickelodeon; USA Network; Video Hits One.

Fee: \$25.00 installation; \$17.95 monthly.

Tier 2

Subscribers: N.A. Began: December 1, 1977.

Programming (via satellite): Disney Channel; HBO; Playboy Channel; Showtime; The Movie Channel.

Fee: \$12.95 monthly (each).

Interactive Services

Subscribers: 54,600 (01/01/85). Began: N.A.

Services: Polling; database.

Equipment: Pioneer.

Fee: N.A.

Local advertising: Yes. Available in locally originated & CNN, ESPN, Financial News Network, MTV, USA Network, Video Hits One programming. Rates: \$275.00/Hour; \$150.00/30 Minutes; \$60.00/Minute; \$40.00/30 Seconds. Local sales manager: Michael Mahaffey. Regional interconnect: Columbus Interconnect.

Equipment: RCA headend; Theta-Corn amplifiers; CommScope cable; Ikegami cameras; Sony VTRs; Chyron character generator; Pioneer addressable set top converters; Hughes satellite antenna; Scientific-Atlanta satellite receivers; ChannelMatic commercial insert.

Miles of plant: 1379.0 (coaxial). Additional miles planned: 33.0 (coaxial). Homes passed: 141,634. Total homes in franchised area: 146,016.

Manager: Jerry J. Murray. Chief technician: Arnold L. Maki.

City fee: 3% of gross.

Ownership: Warner Cable Communications Inc. (see Cable Group Ownership), 100%.

COLUMBUS GROVE—See OTTAWA, OH.

CONCORD TWP. (LAKE COUNTY)—TCI Media of Ohio, 11764 Girdled Rd., Painesville, OH 44077. Phone: 216-354-8000. Counties: Geauga & Lake. Also serves Chardon, Chester Twp., Kirtland, Kirkland Hills, Leroy, Mentor-On-The-Lake, North Perry Village, Painesville Twp., Perry, Perry Twp. (Lake County), Waite Hill. Plans service to Leroy Twp. Population: 60,000.

TV Market Ranking: 8. Original franchise award date: N.A. Franchise expiration date: October 1, 2000. Began: September 1, 1981.

Channel capacity: 52 (2-way capable). Channels available but not in use: 10.

Basic Service

Subscribers: 11,852 (11/01/85). Potential: 20,000.

Programming (received off air): WEWS (A), WJW-TV (C), WKYC-TV (N), WOHS (I), WVIZ-TV (P), Cleveland; WUAB (I) Lorain-Cleveland; allband FM.

Programming (via satellite): WTBS (I) Atlanta; WGN-TV (I) Chicago; C-SPAN; CBN Cable Network; CNN; CNN Headline News; ESPN; Lifetime; MTV; Nashville Network; Nickelodeon; Tempo TV; The Weather Channel; USA Network.

Current originations: Time-weather; stock ticker; channel guide; bulletin board; public access; educational access.

Fee: \$15.00 installation; \$6.49 monthly.

Tier 1

Subscribers: 6,500 (02/01/84). Began: N.A.

Programming (via satellite): HBO.

Fee: \$15.00 installation; \$6.75 monthly.

Tier 2

Subscribers: 4,549 (02/01/84). Began: N.A.

Programming (via satellite): Showtime.

Fee: \$15.00 installation; \$6.50 monthly.

Tier 3

Subscribers: 5,000 (02/01/84). Began: N.A.

Programming (via satellite): The Movie Channel.

Fee: \$15.00 installation; \$5.75 monthly.

Tier 4

Subscribers: 3,800 (02/01/84). Began: N.A.

Programming (via satellite): Cinemax.

Fee: \$15.00 installation; \$4.75 monthly.

Tier 5

Subscribers: 1,500 (02/01/84). Began: N.A.

Programming (via satellite): Disney Channel.

Fee: \$10.00 installation; \$8.00 monthly.

Local advertising: Yes. Available in locally originated, taped, microwave & satellite distributed & character-generated automated channels programming.

Equipment: Scientific-Atlanta headend; C-COR amplifiers; CommScope cable; Jerrold set top converters; Jerrold addressable set top converters; Scientific-Atlanta satellite antenna; Scientific-Atlanta satellite receivers.

Miles of plant: 400.0 (coaxial). Additional miles planned: 26.0 (coaxial). Homes passed: 19,300. Total homes in franchised area: 23,000.

Manager: Edward R. Williams. Chief technician: Jerry Snyder.

City fee: 3% of gross.

Ownership: Tele-Communications Inc. (see Cable Group Ownership), 100%.

CONCORD TWP. (Miami County)—See TROY, OH.

CONGRESS—Grant Cablevision Co., Drawer T, West Salem, OH 44287. Phone: 419-853-4597. County: Wayne. Population: 178.

TV Market Ranking: 8. Original franchise award date: November 1, 1983. Franchise expiration date: January 1, 2003. Began: July 1, 1984.

Channel capacity: 35. Channels available but not in use: 23.

Basic Service

Subscribers: 27 (09/30/85). Potential: N.A.

Programming (received off air): WAKC-TV (A), Akron; WOAC (I), Canton; WEWS (A), WJW-TV (C), WKYC-TV (N), WOHS (I), WVIZ-TV (P), Cleveland;

Before the
Federal Communications Commission

Washington, D.C. 20554

RECEIVED
JUN 21 '91
FEDERAL COMMUNICATIONS
COMMISSION
OFFICE OF THE
SECRETARY

In the Matter of

Amendment of Section 76.51,
Major Television Markets
(Columbus-Chillicothe, OH)

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To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

SUPPLEMENT TO
PETITION FOR RULE MAKING

Triplett & Associates, Inc., Debtor-in-Possession, licensee of Station WWAT(TV), Chillicothe, Ohio, by its counsel, respectfully supplements its "Petition for Rule Making", filed April 19, 1988 (hereinafter, "Petition"), as follows:¹

1. Attachment A is a current coverage map for Station WWAT, reflecting the facilities authorized under File No. BMPCT-910114KE, granted May 9, 1991. With those facilities, Station WWAT will have City Grade coverage over the center of Columbus and more than half of the city. It will have Grade A coverage

¹ Pursuant to BALCT-901214KG, granted January 17, 1991, the name of the licensee and the petitioner herein now is Triplett & Associates, Inc., Debtor-in-Possession. It is requested that the Petition be amended to so reflect.

over substantially all of the remainder of the city.²

2. Attachments B and C are copies of maps and data from 1990 Television Factbook and 1989 Broadcasting/Cable Yearbook, respectively, reflecting the Arbitron ADI (Area of Dominant Influence) for the Columbus, Ohio, television market. The Area of Dominant Influence (ADI) consists of the counties in which the market stations receive a preponderance of viewing. Attachments B and C show that Ross County, where Chillicothe is situated, and Pike County, adjoining Ross County on the south, continue to be a part of the Columbus ADI and that Station WWAT continues to be listed as a station in the Columbus market.

3. At paragraphs 12-13 of the Petition it was pointed out that, due to the fact that Station WWAT is classified as a distant signal under the copyright law, there was grave risk that the CATV systems serving Columbus and its suburbs would discontinue carriage of the programming of Station WWAT. It was further pointed out that should this occur, it would result in the loss of access by WWAT to 37.6% of the households in the counties which it primarily serves and to 49.6% of the households in Franklin County, which is principally Columbus and its suburbs. It was noted that it was doubtful if Station WWAT could survive such a calamity.

² The coverage over Columbus will be approximately the same as that reported for the existing operation of Station WWAT at para. 1 of the Petition.

4. The foregoing events in fact occurred. By August 1, 1988, every CATV system in the Columbus metropolitan area which had carried Station WWAT (Petition, paras. 9 and 12) had discontinued carriage of it. The result was as predicted. Through the exercise of ingenuity and persistence, Station WWAT has managed to continue operation. However, its licensee now is a debtor-in-possession pursuant to Chapter 11 of the Bankruptcy Code (see fn. 1, supra) and the station operates with a staff of only five full-time and seven part-time employees. This is not merely a personal calamity for the person who invested to construct and operate Station WWAT: it is a calamity for the public interest. No television station can provide the service of which it is capable and for which the channel on which it operates was allocated on such economic starvation.

5. As discussed in paragraph 8, infra, the copyright law provides that local television stations, the programs of which may be carried by CATV systems in a market without incurring liability for copyright royalty payments, are those defined in the Commission's Rules, as adopted in 1972, as being "must-carry" stations; in major markets, such as Columbus, subject to certain exceptions not pertinent here, those are stations licensed to communities listed in Section 76.51 of the Rules as being a part of the market. By policy decision adopted in July 1987, the Copyright Office determined that television markets as defined in Section 76.51 of the Commission's Rules for copyright purposes would be the markets as redesignated by the F. C. C. (52

Fed. Reg. 28362-6, July 29, 1987).³ The ruling of the Copyright Office is succinctly stated in the Summary of the action (from the Federal Register), as follows:

The Copyright Office has determined that television signals entitled to mandatory carriage status under the FCC's former must carry rules pursuant to an FCC market redesignation order (revising the list of major television markets in 47 CFR 76.51) are to be treated as local signals for purposes of the cable compulsory license of section 111 of the Copyright Act.

The result is that the determination of whether Station WWAT is a distant signal for CATV systems in Columbus, Ohio, and, therefore, whether those CATV systems would be required to pay copyright royalty fees in order to carry WWAT, is a matter resting with this Commission. By the same token, since the CATV systems in Columbus have made clear (as was to be expected) that they will not carry WWAT if royalty fees must be incurred to do so, the question of whether Station WWAT shall have any opportunity of being carried by the Columbus CATV systems - and reaching the half of the homes in that city which are served by CATV - rests with this Commission.

6. In adopting Section 76.51 of the Rules, the Commission was concerned with the scope of the "must-carry" rules adopted in the same proceeding. Cable Television Report and Order, 36 F.C.C.2d 143, 24 R.R.2d 1501 (1972). Concerning hyphenated mar-

³ The question arose as a result of the Commission's redefinition of the Orlando-Daytona Beach, Florida, market in Section 76.51 of the Rules to include Melbourne and Cocoa, Florida, reported as Orlando - Daytona Beach - Melbourne-Cocoa, Florida, 102 F.C.C.2d 1062, 57 R.R.2d 685 (1985), and the similar action concerning the Fresno, California, market, reported at 57 R.R.2d 1122 (1985).

kets, the Commission stated as follows (Ibid, para. 87):

In such markets, characterized by more than one major population center supporting all stations in the market but with competing stations licensed to different cities within the market area, we will permit and, on request of the station involved, require carriage of all stations licensed to designated communities in the market.^{46/} . . . [W]e are adopting this rule in order to help equalize competition between stations in markets of this type, and **to assure that stations will have access to cable subscribers in the market and that cable subscribers will have access to all stations in the market.** (Emphasis added).

^{46/} * * Where smaller markets are involved, we will rely on industry practices as reflected by national audience rating services as to which markets are hyphenated. This is an area where decision will have to be made on the facts of each case.

The foregoing was cited and paraphrased as authority by the Commission in its decision in 1985 in Orlando - Daytona Beach-Melbourne - Cocoa, Florida, fn. 3, supra.

7. Section 76.51 might not have adversely affected Station WWAT at the time that it was adopted. The Rules adopted at that time defined Columbus as a major television market. Accordingly, those Rules permitted CATV systems in the Columbus market to import the signals of two distant stations. Cable Television Report and Order, supra, para. 90. Thus, under those Rules the Columbus CATV systems would have been permitted to carry the programs of Station WWAT. Moreover, there would have been a distinct possibility that the Columbus CATV systems, having Station WWAT readily available with a Grade A or better signal over substantially all of Columbus, would have been motivated in fact to carry WWAT as one of the permitted distant signals (as, indeed, three of them did for a few months immediately after

Station WWAT commenced operation - see para. 4, supra).

8. However, when the Copyright Act of 1976 was adopted, it turned Section 76.51 of the Rules into a practical bar deterring and, in practise, preventing the carriage of WWAT by Columbus CATV systems. It did so by providing that local stations, the programs of which could be carried by CATV systems without copyright liability, were those required by the Commission's Rules to be carried. The stations required by the Rules to be carried, so far as here pertinent, were stations in the market, as the market is defined in Section 76.51 of the Rules.⁴ A station such as WWAT, licensed to a community not listed in Section 76.51, therefore, was not required by the Rules to be carried by Columbus CATV systems. Accordingly, the signal of WWAT, notwithstanding it is a City Grade and Grade A signal over most of Columbus, is a distant signal under the copyright law, subject under the Copyright Act of 1976 to payment of large copyright royalty fees by any CATV system in Columbus carrying it.

9. In enacting the Copyright Act of 1976, Congress clearly was aware that Section 76.51 of the Rules included hyphenated markets and that the related Rules required that CATV systems in such markets, upon request, carry the programs of television stations licensed to all communities listed in those markets. Thus,

⁴ Other stations required to be carried were those (1) licensed to communities within 35 miles of the community served by a CATV system and (2) television stations meeting a "significant viewing" test. Neither of these provisions is applicable to WWAT.

Congress provided that the programming of all television stations in such markets, being signals required to be carried, were local signals, entitled to be carried by CATV systems without incurring copyright royalty fees. The failure of the Commission to this time to redesignate the Columbus market to include Chillicothe, thus, not only has reversed the provisions of the Commission's Rules adopted in 1972 - which would have authorized carriage of Station WWAT by Columbus CATV systems - but also of the Copyright Act of 1976 which clearly contemplated that all in-market stations, such as WWAT, would be available for carriage without incurring copyright royalty fees by market CATV systems by virtue of the market hyphenations included in Section 76.51 of the Rules.

10. The Petition is necessitated by the fact that Station WWAT did not exist when the CATV Rules including, in particular, the market definitions in Section 76.51, were adopted in 1972 or, indeed, when the copyright law pertaining to television programming was adopted in the Copyright Act of 1976. If the Commission has any intention that new UHF television stations in major markets, such as WWAT, shall survive, and if the Commission intends to encourage the activation of such allocated UHF television channels, it is imperative that Section 76.51 be promptly amended to reflect the true market designations of those stations as they commence operation. In this instance, it is imperative that the Columbus market definition be amended to reflect the true market, which includes Chillicothe, so that WWAT's programming may be

available throughout its market as both the Commission and Congress plainly intended.

Respectfully submitted,

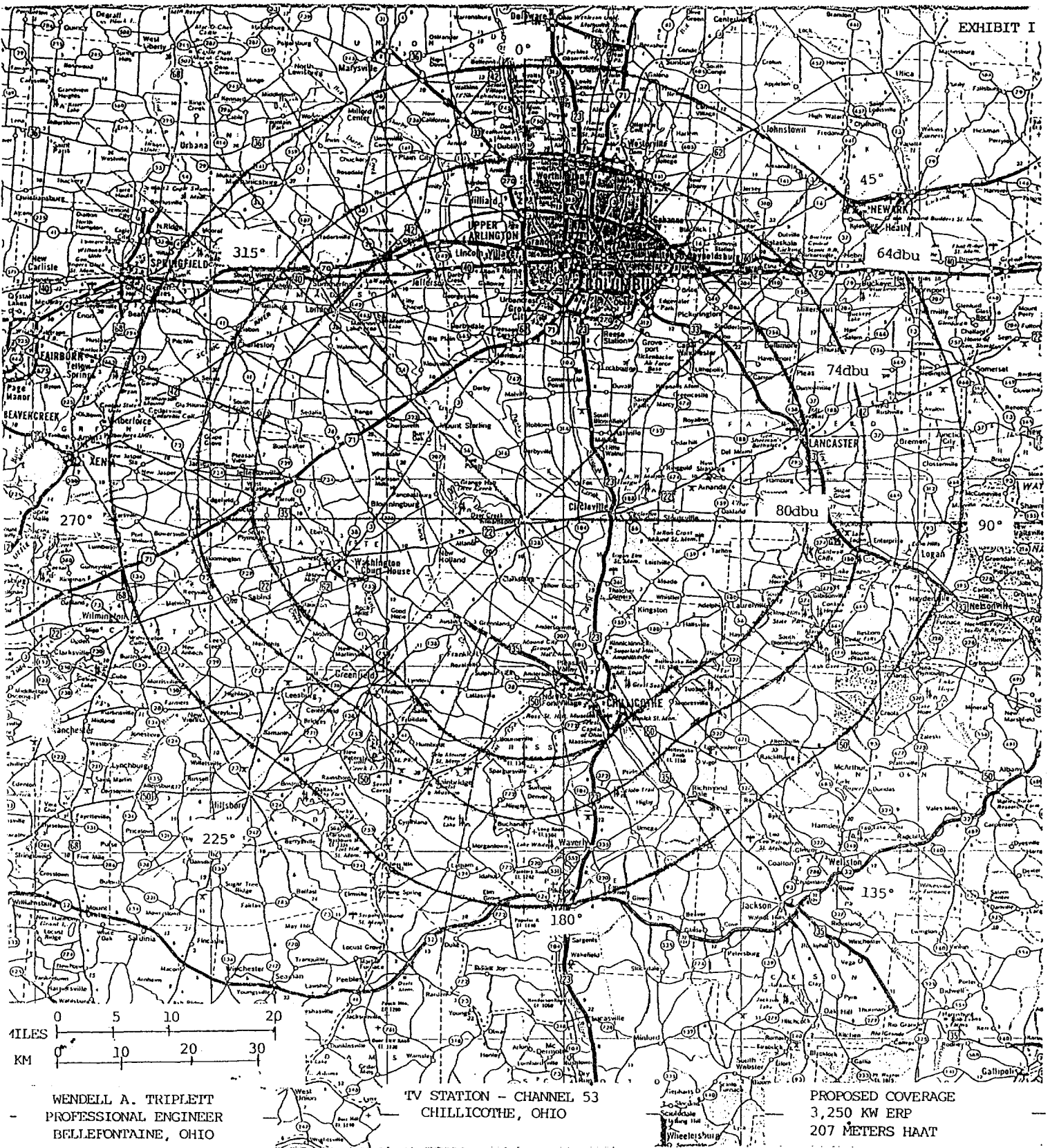
**TRIPLETT & ASSOCIATES, INC.,
DEBTOR-IN-POSSESSION**

Roy F. Perkins, Jr.

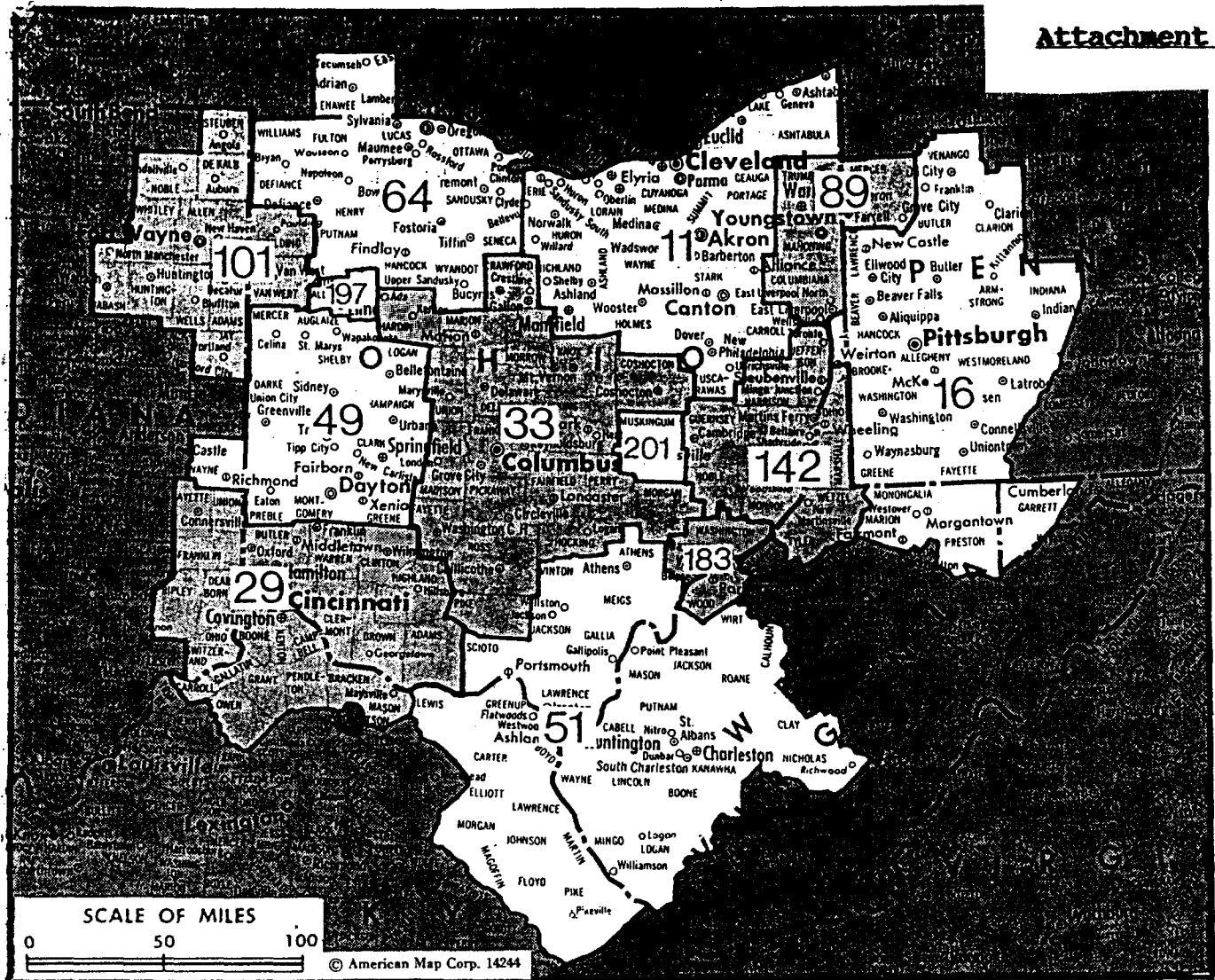
1724 Whitewood Lane
Herndon, Virginia 22070
(703) 435-9700
Its Attorney

June 21, 1991

EXHIBIT I



Attachment B



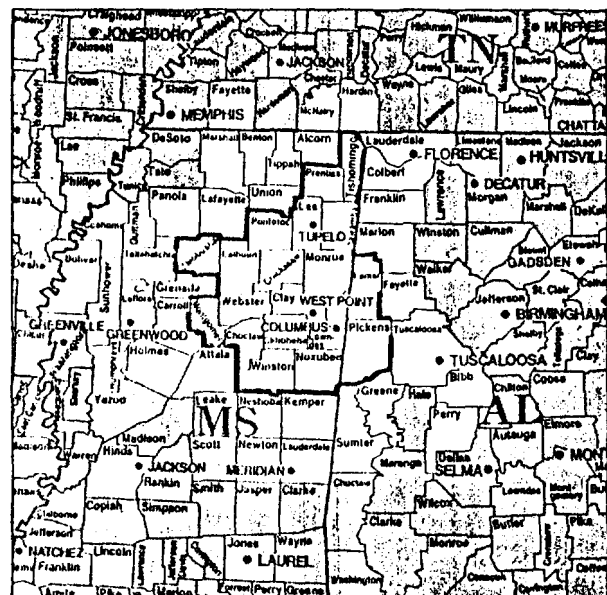
Market	Arbitron ADI TV Households	Rank	Market Area Commercial TV Stations
Cleveland, OH	1,420,100	11	WAKC-TV (23), WBNX-TV (55), WCOM (68), WDLI (17), WEWS (5), WJW-TV (8), WKYC-TV (3), WOAC (67), WOIO (19), WOHS (61), WUAB (43)
Pittsburgh, PA	1,186,800	16	KDKA-TV (2), WPCB-TV (40), WPGH-TV (53), WPTT-TV (22), WPXI (11), WTAE-TV (4)
Cincinnati, OH	737,400	29	WCPO-TV (9), WHI (64), WKRC-TV (12), WLWT (5), WXIX-TV (19)
Columbus, OH	667,800	33	WBNS-TV (10), WCMH-TV (4), WSFJ (51), WSYX (6), WTTE (28), WWAT (53)
Dayton, OH	491,700	49	WDTN (2), WHIO-TV (7), WKEF (22), WKOI (43), WRGT-TV (45), WTJC (26)
Charleston-Huntington, WV	488,100	51	WCHS-TV (8), WONK-TV (13), WSAZ-TV (3), WTSF (61), WVAH-TV (11)
Toledo, OH	404,600	64	WGNN-TV (52), WNWO-TV (24), WTOL-TV (11), WTVG (13), WUPW (36)
Youngstown, OH	275,600	89	WFMJ-TV (21), WKBN-TV (27), WYTV (33)
Fort Wayne, IN	225,200	101	WANE-TV (15), WFFT-TV (55), WINM (63), WKJG-TV (33), WPTA (21)
Wheeling, WV-Steubenville, OH	152,700	142	WTOV-TV (9), WTRF-TV (7)
Parkersburg, WV	58,800	183	WTAP-TV (15)
Lima, OH	40,600	197	WLIO (35), WTLW (44)
Zanesville, OH	31,400	201	WHIZ-TV (18)

Columbus, Ohio (Chillicothe & Mansfield) (33)

ADI TV Households: 667,800

WCMH-TV Columbus, Ohio, ch. 4, NBC
 WSYX Columbus, Ohio, ch. 6, ABC
 WBNS-TV Columbus, Ohio, ch. 10, CBS
 WITE Columbus, Ohio, ch. 28, Fox
 *WOSU-TV Columbus, Ohio, ch. 34, ETV
 WSFJ Newark, Ohio, ch. 52, IND
 WWAT Chillicothe, Ohio, ch. 53, IND
 WCOM Mansfield, Ohio, ch. 68, IND

ADI Counties	State	TV Households
Cochran	OH	13,700
Crawford	OH	18,300
Delaware	OH	21,700
Fairfield	OH	35,000
Fayette	OH	10,000
Franklin	OH	363,600
Hardin	OH	11,700
Hocking	OH	9,600
Knox	OH	17,600
Licking	OH	47,100
Madison	OH	10,900
Muron	OH	23,500
Morgan	OH	5,100
Morrow	OH	9,900
Perry	OH	11,500
Pickaway	OH	15,200
Pike	OH	8,800
Ross	OH	23,500
Union	OH	11,100



Columbus-Tupelo, Miss. (131)

ADI TV Households: 162,300

*WMAB-TV Mississippi State, Miss., ch. 2, ETV
 WCBH-TV Columbus, Miss., ch. 4, CBS
 WTVA Tupelo, Miss., ch. 9, NBC
 *WMAE-TV Booneville, Miss., ch. 12, ETV
 WVSB-TV West Point, Miss., ch. 27, ABC

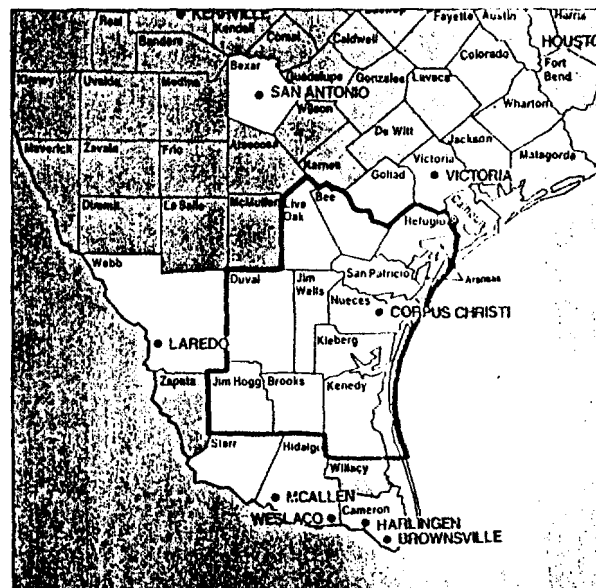
ADI Counties	State	TV Households
Lamar	AL	6,200
Pickens	AL	7,000
Calhoun	MS	5,600
Chickasaw	MS	6,200
Choctaw	MS	3,000
Clay	MS	7,400
Itawamba	MS	7,800
Lee	MS	24,400
Lowndes	MS	21,600
Monroe	MS	12,700
Montgomery	MS	4,300
Noxubee	MS	4,000
Okfuskeba	MS	12,200
Pontotoc	MS	8,400
Prentiss	MS	9,200
Tishomingo	MS	6,900
Webster	MS	3,700
Winston	MS	6,800
Yalobusha	MS	4,900

Corpus Christi, Tex. (122)

ADI TV Households: 174,200

KIH Corpus Christi, Tex., ch. 3, ABC
 KHIS-TV Corpus Christi, Tex., ch. 6, NBC
 KZTV Corpus Christi, Tex., ch. 10, CBS
 *KUTV Corpus Christi, Tex., ch. 16, ETV
 KORO Corpus Christi, Tex., ch. 28, IND

ADI Counties	State	TV Households
Andrews	TX	6,900
Brew	TX	8,400
Brewer	TX	2,600
Dallas	TX	4,100
San Diego	TX	1,700
San Webb	TX	12,500
Franklin	TX	2,900
Franklin	TX	10,400
Franklin	TX	3,400
Franklin	TX	101,900
Hidalgo	TX	3,000
San Patricio	TX	19,300



□ Metro □ ADI □ TSA

Before the
Federal Communications Commission

Washington, D.C. 20554

In the Matter of)
)
Amendment of Section 76.51,) RM-
Major Television Markets)
(Columbus-Chillicothe, OH))
)

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

SECOND SUPPLEMENT TO
PETITION FOR RULE MAKING

Triplett & Associates, Inc., Debtor-in-Possession, licensee of Station WWAT(TV), Chillicothe, Ohio, by its counsel, respectfully supplements its "Petition for Rule Making", filed April 19, 1988 (hereinafter, "Petition"), and "Supplement to Petition for Rule Making" (hereinafter, "Supplement"), filed June 21, 1991, as follows:

1. The Supplement included as Attachment A a current coverage map for Station WWAT, reflecting the facilities authorized under File No. BMPCT-910114KE, granted May 9, 1991. It was noted that with those facilities, Station WWAT would have City Grade coverage over the center of Columbus and more than half of the city, and that it would have Grade A coverage over substan-

tially all of the remainder of the city. It now should be added that the license application for those facilities, under File No. BLCT-911219KF, was granted on April 21, 1992. Accordingly, the coverage over Columbus which it was reported that WWAT would have it now has in fact.

2. Attachment A hereto is a copy of page E-34 from the Broadcasting & Cable Market Place, 1992 (formerly Broadcasting Yearbook), showing the Arbitron ADI (Area of Dominant Influence) for the Columbus, Ohio, television market, for 1991-2. The Area of Dominant Influence (ADI) consists of the counties in which the market stations receive a preponderance of viewing, and is outlined by a heavy black line in Attachment A.¹ Attachment A shows that Ross County, where Chillicothe is situated, and Pike County, adjoining Ross County on the south, continue to be part of the Columbus ADI and that Station WWAT continues to be listed as a station in the Columbus market.

3. Station WWAT is regularly listed as a local television station in television program schedules published by The Columbus Dispatch newspaper. Attachment B is a Declaration of William W. Scott, Vice President of Triplett & Associates, Inc., attesting to the foregoing, with copies of representative listings of local television stations as published in The Columbus Dispatch on December 12, 1992, attached. The listings are for two days,

¹ The years for which the ADI applies, the meaning thereof and the meaning of the area outlined by the heavy black line are described at page E-17 of Broadcasting & Cable Market Place, 1992.

Saturday and Sunday, and are by channel number. They show that Ch. 53, which is WWAT, Chillicothe, is included as a local television station in the listings of local stations published by The Columbus Dispatch.

4. Finally, as stated in Mr. Scott's Declaration, the redefinition of the Columbus television market to be "Columbus-Chillicothe", as the Petition and Supplement request, is necessary in the public interest and as a matter of the survival of Station WWAT. First, under the present definition of the market as "Columbus" only, WWAT cannot be received by approximately half of the audience in the Columbus metropolitan area, who are deprived of its programming. Second, Station WWAT is in direct competition with Columbus television stations for audience and advertising sales. It cannot compete for either when it cannot reach the cable audience - some half of the homes and audience in the Columbus metropolitan area - which is reached by its competitors. Its inability to compete, caused by the present definition of the Columbus market in Section 76.51 of the Commission's rules, caused it to become a debtor-in-possession under the bankruptcy laws. Station WWAT continues to operate only by reason of the continuous infusion of new money by the owners, which inevitably will end. As pointed out by Mr. Scott, it is most unlikely that any television station at Chillicothe, Ohio, regardless of whom the operator might be, can survive under such a competitive handicap.

5. As stated by Mr. Scott (Attachment B), unless the market definition in Section 76.51 of the Commission's rules is amended to reflect current market conditions, that is, to be the "Columbus-Chillicothe" market, Station WWAT inevitably will go silent with the loss of its service to those who receive it now.

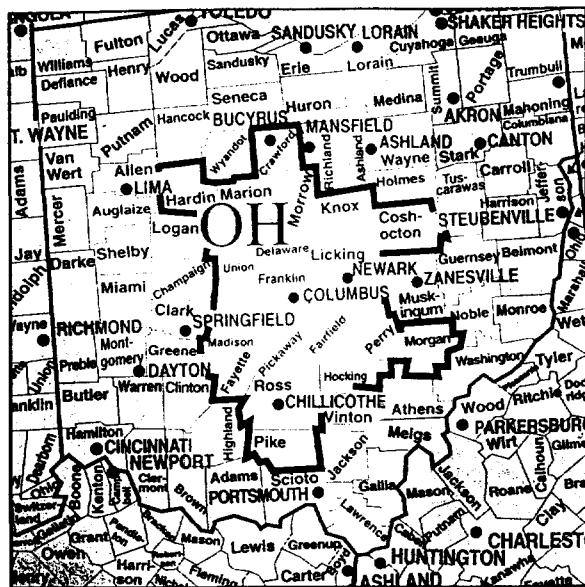
Respectfully submitted,

**TRIPLETT & ASSOCIATES, INC.,
DEBTOR-IN-POSSESSION**

Roy F. Perkins, Jr.

1724 Whitewood Lane
Herndon, Virginia 22070
(703) 435-9700
Its Attorney

January 4, 1993



Columbus, Ohio (Chillicothe) (34)

ADI TV Households: 691,300

WCMH Columbus, Ohio, ch. 4, NBC
 WSYX Columbus, Ohio, ch. 6, ABC
 WBNS-TV Columbus, Ohio, ch. 10, CBS
 WTTE Columbus, Ohio, ch. 28, Fox
 *WOSU-TV Columbus, Ohio, ch. 34, ETV
 WSFJ Newark, Ohio, ch. 52, IND
 WWAT Chillicothe, Ohio, ch. 53, IND
 WCOM Mansfield, Ohio, ch. 68, IND

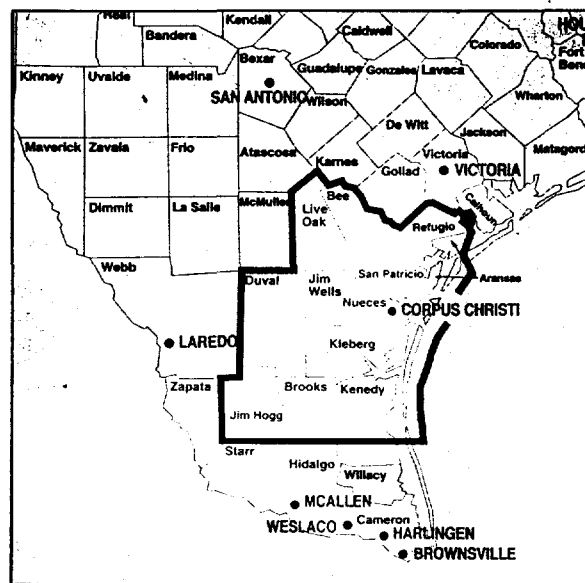
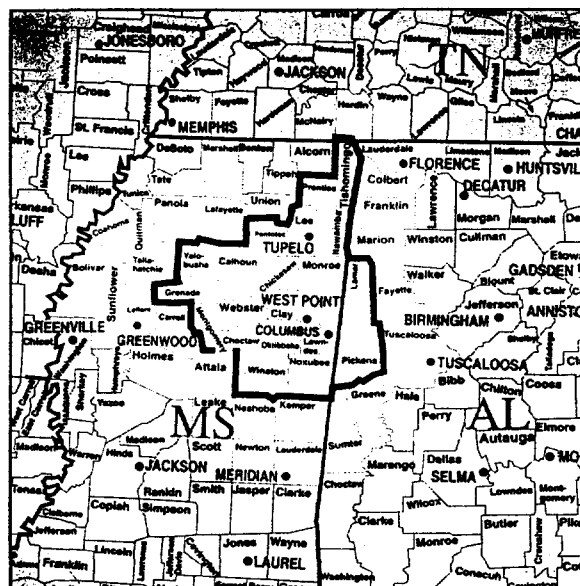
ADI Counties	State	TV Households	ADI Counties	State	TV Households
Coshocton	OH	13,200	Madison	OH	12,000
Crawford	OH	18,000	Marion	OH	23,200
Delaware	OH	23,800	Morgan	OH	5,100
Fairfield	OH	37,300	Morrow	OH	9,700
Fayette	OH	10,000	Perry	OH	11,100
Franklin	OH	383,100	Pickaway	OH	15,800
Hardin	OH	11,000	Pike	OH	8,800
Hocking	OH	9,300	Ross	OH	24,300
Knox	OH	17,200	Union	OH	11,100
Licking	OH	47,300			

Columbus-Tupelo (West Point), Miss. (124)

ADI TV Households: 170,100

*WMAB-TV Mississippi State, Miss., ch. 2, ETV
 WCBI-TV Columbus, Miss., ch. 4, CBS
 WTVA Tupelo, Miss., ch. 9, NBC
 *WMAE-TV Booneville, Miss., ch. 12, ETV
 WLOV-TV West Point, Miss., ch. 27, ABC

ADI Counties	State	TV Households	ADI Counties	State	TV Households
Lamar	AL	5,800	Monroe	MS	13,200
Pickens	AL	7,400	Montgomery	MS	4,400
Calhoun	MS	5,600	Noxubee	MS	4,000
Chickasaw	MS	6,400	Oktibbeha	MS	12,800
Choctaw	MS	3,200	Pontotoc	MS	8,400
Clay	MS	7,200	Prentiss	MS	8,500
Grenada	MS	7,700	Tishomingo	MS	7,000
Itawamba	MS	7,400	Webster	MS	3,700
Lee	MS	24,800	Winston	MS	6,900
Lowndes	MS	21,200	Yalobusha	MS	4,500



Corpus Christi, Tex. (125)

ADI TV Households: 169,400

KIII Corpus Christi, Tex., ch. 3, ABC
 KRIS-TV Corpus Christi, Tex., ch. 6, NBC
 KZTV Corpus Christi, Tex., ch. 10, CBS
 *KEDT-TV Corpus Christi, Tex., ch. 16, ETV
 KORO Corpus Christi, Tex., ch. 28, IND

ADI Counties	State	TV Households
Aransas	TX	6,900
Bee	TX	8,500
Brooks	TX	2,700
Duval	TX	4,000
Jim Hogg	TX	1,600
Jim Wells	TX	11,600
Kenedy	TX	100
Kleberg	TX	9,700
Live Oak	TX	3,400
Nueces	TX	99,700
Refugio	TX	2,900
San Patricio	TX	18,300

DECLARATION OF WILLIAM W. SCOTT

My name is William W. Scott. I am vice president of Triplett & Associates, Inc., Debtor-in-Possession (hereinafter, "Triplett"), licensee of Television Station WWAT, Ch. 53, Chillicothe, Ohio.

WWAT has an F. C. C. principal city grade television signal over downtown Columbus, Ohio, and an F. C. C. Grade A television signal over substantially the entire Columbus metropolitan area. Columbus is the major television market served by WWAT and contains by far the largest concentration of television viewers to whom the programming of WWAT is broadcast.

Station WWAT is considered a local television station in Columbus. Thus, its program schedules are included in published program schedules of the local television stations. Attached are the local television schedules for Saturday and Sunday as published in The Columbus Dispatch on December 12, 1992. They include the program schedules for Channel 53, which is Station WWAT.

The programs broadcast by WWAT are not received, however, in approximately half of the homes in the Columbus metropolitan area and unavailable to about 50% of the population of that area. This is because cable television systems have approximately 50% penetration (serving more than 50% of the homes their cables pass) in the Columbus metropolitan area and none of them will carry the programs of WWAT. Cable systems are the "gate-

keepers" for the homes and other places which subscribe for their services; in subscriber homes and businesses (e. g., hotels), if a program service is not provided by a cable system, almost without exception it is not available in that home or business.

The reason that the programs broadcast by WWAT are not carried by the Columbus cable television systems is that under the copyright law WWAT is categorized as a distant signal in the Columbus metropolitan area (notwithstanding it was licensed by the F. C. C. to provide service to Columbus and the Columbus metropolitan area and, as noted above, in fact provides an F. C. C. principal city grade or Grade A signal to it). Accordingly, a cable system in the Columbus market would incur liability for large copyright royalty payments were it to carry the programs of WWAT and none of the cable systems in the Columbus metropolitan area will do that.

In addition to the fact that WWAT's programs cannot be seen by a large public for which they are intended, the inability of WWAT to be received in about half the homes in the Columbus metropolitan area threatens the continuation of service by WWAT to those who receive it now. WWAT is a commercial television station which depends on its ability to generate advertising revenue in order to survive and provide broadcast television programs. WWAT must compete with Columbus television stations, the programs of which are carried by the Columbus cable systems, for audience and advertising revenues. WWAT cannot effectively

compete where its programs are not carried by the cable systems and cannot reach half the audience in the major metropolitan area it serves. Indeed, I know from personal experience that most potential advertisers in the Columbus metropolitan area will not even consider using WWAT for their advertising after they ask, and are informed, that its programs are not carried by the Columbus cable television systems.

The foregoing made Triplett a debtor-in-possession under the bankruptcy law. Because of the foregoing, Station WWAT cannot generate revenue from advertising sales sufficient to meet its expenses. Station WWAT is kept alive as an operating television station at this time only by the continuous infusion of new money by the owners. In due course, this will end, at which point Station WWAT will cease broadcast operation. It is very doubtful if any television station at Chillicothe, regardless of whom the operator might be, can survive if the competitive handicap under which Station WWAT now operates is not lifted.

The competitive handicap would be lifted if the F. C. C. would amend its list of major television markets in Section 76.51 of its rules to redefine the Columbus market as the "Columbus-Chillicothe" market, in the same manner as other markets are listed in hyphenated form in that rule. Such amendment of that list is completely appropriate because WWAT did not even exist when that list was created so that there was no occasion to consider the matter at that time. Redefinition of the market as

"Columbus-Chillicothe" would automatically cause WWAT's programs to be local programs in the Columbus market, available for carriage by the Columbus cable television systems without incurring copyright royalty payments.

I declare under penalty of perjury that the foregoing is true and correct.

Executed December 21, 1992.



William W. Scott

SATURDAY MORNING BROADCAST

	7:00	7:30	8:00	8:30	9:00	9:30	10:00	10:30	11:00	11:30	12:00	12:30
4	News 4 Weekend ☐		Saturday Today ■ ☐				News 4 Weekend ☐		NBA In- side Stuff	Auto Showcase	NFL Live ☐	NFL Foot- ball
6	Vision and Values		Winnie the Pooh	Land of the Lost	Wild West C.O.W.	Darkwing Duck	Goof Troop	Addams Family	Jetsons	Beak- man's	Pd. Prog.	Pd. Prog.
10	U.S. Farm Report	Agri- Country	Eyewitness News Weekend		News This Week	Eyewitness Weekend	"One Magic Christmas" *** (1985) Mary Steenburgen.				"The Kid Who"	
28	Real News	Conan	Dog City ☐	Bobby's World	Tom and Jerry Kids	Eek! the Cat	Tiny Toons	Taz-Mania ☐	Mighty Mouse	Super Dave	"The Great Muppet Caper"	
34	Off Air		Joy of Painting	Joy of Painting	"Rhapsody in Blue" **½ (1945) Robert Alda, Joan Leslie.				Louisiana Cookin'	Street Smarts: Straight Talk for Kids, Teens and Parents		
51	Superbook	Flying House	Davey & Goliath	Kids Like You	City That Forgot	Just Kids	Nightsongs		Butterfly Island	Solo Act	America's Backyard	Herald of Truth
53	Don Coy- ote	Robin Hood	Dark Wa- ter	Mr. Bogus	Pd. Prog.	Scratch	Pd. Pro- gram	Financial Guide	Pd. Pro- gram	Sports- man	Pd. Pro- gram	Boxing Week
56	Stress and Anxiety	Planetary Gem	Outdoor Trail	Outdoor Gazette	En- counters	Golf Doc- tor	High School Basketball Del. Hayes vs. Marion Harding.			Women's Basketball Ohio Wesleyan vs. Wittenburg.		

SATURDAY AFTERNOON BROADCAST

	1:00	1:30	2:00	2:30	3:00	3:30	4:00	4:30	5:00	5:30	6:00	6:30	
4	NFL Football Denver Broncos at Buffalo Bills. From Rich Stadium. Cont'd					Heisman Trophy	Figure Skating World Championships -Encore.				News ☐	NBC News	
6	Christmas Cartoon Classics		"The Muppet Movie" ***½ (1979) Charles Durning.			Senior PGA Golf Tour Champions. Second round. ☐				News	ABC News		
10	"The Kid Who Loved Christmas" ***½ (1990) Cicely Tyson.		Rudolph the Red- Nosed Reindeer		NFL To- day					NFL Football New York Giants at Phoenix Cardinals. From Sun Devil Stadium. ☐			
28	"The Great Muppet Caper"		"The Adventures of Tom Sawyer" *** (1938) Tommy Kelly.		"Annie" **½ (1982) Albert Finney, Aileen Quinn.					Star Search			
34	Holiday Table ☐			Desserts ☐		Frugal Gourmet ■			Fit or Fat for the '90s ■ ☐				
51	Fishing the West	Handy- man	Scrooge		This Is the Life	Jerusalem on Line	Accent on Health	Susan Patterson	Rejoice in the Lord		Time to Forgive	Lloyd Ogilvie	
53	WWF Superstars of Wrestling		Knights & Warriors		Highlander: The Se- ries		Baywatch (2 of 2) ★ ☐		Street Justice "Feet of Clay" ★		Renegade "La Mala Sombra" ★		
56	Women's Basketball	Sport- shooting	Fisherman	Horse- manship	Kickboxing		Grand Strand	Fishing	College Soccer George Mason vs. James Madison.				

SATURDAY EVENING BROADCAST

	7:00	7:30	8:00	8:30	9:00	9:30	10:00	10:30	11:00	11:30	12:00	12:30
4	Life Choices With Erie Chapman-Health Fertility. ★ □	ZooLife Gorillas and mar-mosets.	Here and Now ■ □	Powers That Be Hustler promises fund-raisers. ■ □	Empty Nest Charlie is lost at sea. ■ □	Nurses Annie en-lists Jack's help. ■ □	Sisters Teddy is shocked to learn that her first high-school boyfriend has AIDS. ■ □		News □	Saturday Night Live Glenn Close; Black Crowes. ■		
6	Current Affair Extra		College Basketball Bowling Green State at Ohio State.				Commish "Sleep of the Just" A serial rapist avoids ar-rest by hiding behind his diplomatic immuni-ty. □		News	WKRP in Cincinnati Johnny gets a job offer.	Comedy Showcase □	
10	Wheel of Fortune □	Cash Ex-plosion	"White Christmas" *** (1954) Bing Crosby, Danny Kaye. Four entertainers try to save an innkeeper from ruin.					Dear John John has party at day-care center. ■ □	News	Night Court Roz's pen pal wants to meet her.	American Gladiators	
28	Star Trek: The Next Generation A visiting ambassador uses Troi. ☆ □		Cops From Seattle. □	Cops Philadel-phia. ☆ □	Code 3 Near drown-ings. ☆ □	Edge Demi Moore. ☆ □	Star Trek: The Next Generation Picard and Data inves-tigate a mission.		Arsenio Hall Singer Randy Travis; actress Suzanne Somers. ☆ □		Comic Strip Live From L.A., comics Tom Kenny, Blake Clark.	
34	Lawrence Welk Show Songs include "Silver Bells" & "Adeste Fide-lis." Cont'd		Christmas Songs Mel Torme, Maureen McGovern, Doc Severin-sen and the Milwaukee Symphony Orchestra perform holiday songs. ■				Doctor Who "The Happiness Patrol" On Terra Alpha, the Doctor and Ace learn how ruler Helen A enforces a "be happy or die" philosophy.			Off Air		
51	James Kennedy		Day of Discovery	This Is the Life	James Robison	Zola Levitt	Jack Van Impe	Musical Memories	Soulwin-ner	Stage Door	Lightmusic	
53	Ed Sullivan □		"Teenage Mutant Ninja Turtles" **½ (1990) Judith Hoag, Elias Koteas.				On Scene: Emergen-cy	New WKRP in Cincinnati	Emergen-cy Call ☆ □	Whoopi Goldberg Scheduled: Billy Con-nolly; Jann Wenner. ☆		It's Show-time at the Apollo
56	Four Star Playhouse	Golden Years	Ozzie and Harriet	One Step Beyond	Produc-er's	Sound Check	Hollywood Update	Friends in Countr'y	Cinemat-rations	JBTv	Noise Bazaar	